

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

AMJAD ABUDIAB,

Plaintiff,

No. C 09-01778 JSW

v.

CITY AND COUNTY OF SAN FRANCISCO,
et al.,

**ORDER STAYING MATTER
PENDING APPEAL**

Defendants.

The parties dispute whether the Court should stay this matter pending Defendants' interlocutory appeal of the Court's denial of qualified immunity. "The effective filing of a notice of appeal transfers jurisdiction from the district court to the court of appeals with respect to all matters involved in the appeal." *Masalosalo by Masalosalo v. Stonewall Ins. Co.*, 718 F.2d 955, 956 (9th Cir. 1983) (citing *Griggs v. Provident Consumer Discount Co.*, 459 U.S. 56 (1982)). This rule "is designed to avoid the confusion and inefficiency of two courts considering the same issues simultaneously." *Id.* Although the pending appeal would not resolve all of Plaintiff's claims, there are certainly some overlapping claims and issues. Therefore, in the

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interests of judicial economy, the Court HEREBY STAYS this matter pending the interlocutory appeal.

IT IS SO ORDERED.

Dated: April 4, 2012



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE